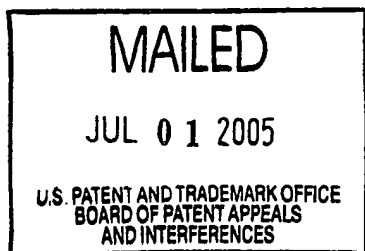


UNITED STATES PATENT AND TRADEMARK OFFICE



\_\_\_\_\_  
BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES  
\_\_\_\_\_

Ex parte SCOTT AUGUSTINE

\_\_\_\_\_  
Application No. 09/771,791  
\_\_\_\_\_

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER  
\_\_\_\_\_

This application was received at the Board of Patent Appeals and Interferences on June 21, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On November 17, 2002, appellants filed a terminal disclaimer. However, there is no indication in the electronic

Application 09/771,791

record, that the terminal disclaimer has been processed.

Appropriate correction is required.

Accordingly, it is

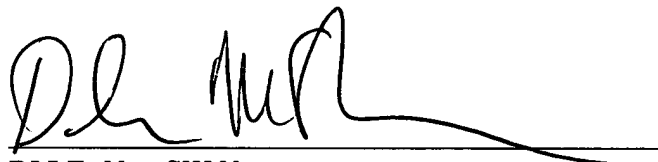
ORDERED that the application is returned to the  
Examiner:

1. for taking corrective action regarding the  
processing of the Terminal Disclaimer filed November 27, 2002,  
and

2. for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:



DALE M. SHAW  
Program and Resource Administrator  
(571) 272-9797

cc: Harness, Dickey & Pierce, P.L.C.  
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dms/DMS